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12 | UNITED STATES OF AMERICA,

13 Plaintiff,

14 | V .

15 | SEAN ENRIQUE O'KEEFE,

16 | Defendant.

Case No. 14cr2354-BAS

# ORDER OF CRIMINAL FORFEITURE

18        WHEREAS, in the Superseding Information in the above-captioned case, the  
19 United States sought forfeiture of all right, title and interest in property of Defendant  
20 SEAN ENRIQUE O'KEEFE ("Defendant"), pursuant to Title 18, United States Code,  
21 Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), as charged in  
22 the Superseding Information; and

23 WHEREAS, on or about November 3, 2015, Defendant pled guilty to the  
24 Superseding Information, which plea included consent to the forfeiture allegations of  
25 the Superseding Information, and an agreement to entry of a \$300,000 judgment  
26 against the Defendant in favor of the United States; and

27 WHEREAS, by virtue of the admissions of the Defendant set out in the plea  
28 agreement and guilty plea, the Court determined that \$300,000 (U.S. dollars) represents

1 the moneys derived from and traceable to the proceeds that the Defendant obtained  
2 directly as a result of the Defendant's participation in the conspiracy to commit mail  
3 fraud and honest services fraud, in violation of 18 U.S.C. § 1349, as charged in the  
4 Superseding Information; and

5 WHEREAS, by virtue of said guilty plea and the Court's findings, the  
6 United States is now entitled to an Order of Forfeiture and a judgment in its favor  
7 against the Defendant in the amount of \$300,000, pursuant to 18 U.S.C. § 981(a)(1)(C)  
8 and Rule 32.2(b) of the Federal Rules of Criminal Procedure; and

9 WHEREAS, by virtue of the facts set forth in the plea agreement and forfeiture  
10 addendum, the United States has established the requisite nexus between the \$300,000  
11 judgment and the offense; and

12 WHEREAS, Rule 32.2(c)(1) provides that "no ancillary proceeding is required  
13 to the extent that the forfeiture consists of a money judgment;" and

14 WHEREAS, the United States, having submitted the Order herein to the  
15 Defendant through his attorney of record, to review, and no objections having been  
16 received;

17 Accordingly, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

18 1. Defendant SEAN ENRIQUE O'KEEFE shall forfeit to the United States  
19 the sum of \$300,000 pursuant to 18 U.S.C. § 981(a)(1)(C) in the form of a judgment  
20 in favor of the United States against the Defendant, with interest to accrue thereon in  
21 accordance with 18 U.S.C. § 3612(f) and 28 U.S.C. § 1961; and

22 2. This Court shall retain jurisdiction in the case for the purpose of enforcing  
23 the order of forfeiture and collecting and enforcing the judgment; and

24 3. Pursuant to Rule 32.2(b)(4), this Order of Forfeiture shall be made final  
25 as to the Defendant at the time of sentencing and is part of the sentence and included  
26 in the judgment; and

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4. Pursuant to Rule 32.2(b)(3) the United States may, at any time, conduct  
discovery to identify, locate, or dispose of directly forfeitable assets and substitute  
assets against which this Order of Forfeiture may be enforced; and

4       5. The United States may, at any time, move pursuant to Rule 32.2(e) to  
5 amend this Order of Forfeiture to substitute property having a value not to exceed  
6 \$300,000 to satisfy the money judgment in whole or in part; and

7       6. The United States may take any and all actions available to it to collect  
8 and enforce the judgment.

10 DATED: July 19, 2017

Contra. Basant

Cynthia Bashant, Judge  
United States District Court